

<b>AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT</b>				1. CONTRACT ID CODE		PAGE 1 OF 4 PAGES	
2. AMENDMENT/MODIFICATION NO. 0001		3. EFFECTIVE DATE 1 FEB 2002		4. REQUISITION/PURCHASE REQ. NO. W38XGR-1332-8911		5. PROJECT NO. (If applicable) DACW66-02-B-0006	
6. ISSUED BY		CODE W38XGR		7. ADMINISTERED BY (If other than Item 6)		CODE	
Department of the Army Memphis District, Corps of Engineers 167 North Main Street, Rm B202 ATTN: CEMVM-CT Memphis, TN 38103-1894				(✓)		9A. AMENDMENT OF SOLICITATION NO. DACW66-02-B-0006	
				X		9B. DATED (SEE ITEM 11) 10 JAN 2002	
						10A. MODIFICATION OF CONTRACTS/ORDER NO.	
						10B. DATED (SEE ITEM 13)	
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)				CODE		FACILITY CODE	

**11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS**

☒ The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers ☐ is extended, ☒ is not extended.

Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods:

(a) By completing Items 8 and 15, and returning 1 copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required)

**13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.**

(✓)	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.
	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).
	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:
	D. OTHER (Specify type of modification and authority)

**E. IMPORTANT:** Contractor ☐ is not, ☐ is required to sign this document and return \_\_\_\_\_ copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)

This solicitation for Lower Ditch No. 81 Channel Cleanout, scheduled to open 12 FEB 2002 at 2:40 p.m., is amended as follows:

1. SECTION 00800, Table of Contents, Page 00800-2. Delete "1.35 thru 1.37 Not Used" and substitute the following:

"1.35 Not Used	00800-15
1.36 Cooperation with Others	00800-15
1.37 Not Used	00800-16"

2. SECTION 00800, Table of Contents, Page 00800-2. Change page number for Para. No. 1.38 Sunday, Holiday and Night Work to "00800-16".

-Continued-

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print)		16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)	
15B. CONTRACTOR/OFFEROR		16B. UNITED STATES OF AMERICA	
_____ (Signature of person authorized to sign)		BY _____ (Signature of Contracting Officer)	
15C. DATE SIGNED		16C. DATE SIGNED	

3. SECTION 00800, Page 00800-3, Paragraph 1.7.d. In line 6 delete “Arkansas” and substitute “Missouri”.

4. SECTION 00800, Page 00800-11, Paragraph 1.24. In the first sentence delete “Arkansas” and substitute “Missouri”.

5. SECTION 00800, Page 00800-15. Delete “1.35. THRU 1.37. NOT USED.” Substitute “1.35. NOT USED.”

6. SECTION 00800, Page 00800-16. Insert “1.37. NOT USED.”

7. SECTION 00800, Page 00800-15. Insert the following paragraph:

“1.36. COOPERATION WITH OTHERS. The Contractor shall coordinate all construction operations within the construction and right-of-way limits of this contract with the construction of the channel clearing and cleanout projects on Ditch 1 Lower, Ditch 66, Lower Ditch 251 and Ditch 251 Unimproved, so as to cause the least interruption practicable to ongoing construction contracts in the vicinity of Ditch 81. In the event of controversy between the Contractor’s personnel and other personnel, the Contracting Officer’s decision will be final; however, if the Contractor is in disagreement with the decision, the matter may be pursued under the CONTRACT CLAUSE entitled “Disputes”.”

8. Submittal Register for Turfing, Section 02935. The submittal register for Turfing, Section 02935 is deleted in its entirety and the attached page 1 is substituted therefor.

9. Storm Water Pollution Prevention Plan, Page 1, Paragraph 2. Delete “715.56” and substitute “170”.

10. Storm Water Pollution Prevention Plan, Page 4, Paragraph 3.2.6. Delete paragraph 3.2.6 and substitute the following:

“3.2.6 Velocity Dissipation Devices

Should drains or swales be used, they shall be constructed with velocity dissipation devices (check dams) to reduce the need for more stringent erosion control practices in the swale or drain due to the decreased velocity and energy of runoff. These devices shall be removed after the erosive areas have been stabilized.”

11. Storm Water Pollution Prevention Plan, Page 5, Paragraph 6. Delete “Big Lake National Wildlife Refuge, located in Mississippi County, Arkansas” and substitute “St. Francis River, located in Mississippi County, Arkansas”.

12. SECTION 01451, Page 01451-2, Paragraph 3.2.2.d and e. Delete subparagraphs d. and e. and substitute the following:

“d. Procedures for scheduling, reviewing, certifying, and managing submittals, including those of subcontractors, off-site fabricators, suppliers, and purchasing agents. These procedures shall be in accordance with SPECIAL CONTRACT REQUIREMENT entitled "Submittals".

e. Control, verification, and acceptance testing procedures for each specific test to include the test name, specification paragraph requiring test, feature of work to be tested, test frequency, testing laboratory, and person responsible for each test.”

13. SECTION 01451, Page 01451-7, Paragraph 3.7.2.1. Delete paragraph 3.7.2.1 in its entirety and substitute the following:

“All testing of soil, gravel, aggregate, stone, concrete, and asphalt shall be performed by a testing laboratory validated by the Material Testing Center (MTC) of the Corps of Engineers. Refer to the MTC website <http://www.wes.army.mil/SL/MTC/ValStatesTbl.htm> for a complete and current list of validated commercial laboratories. If the Contractor proposes to use a commercial laboratory that is not validated or set up an on-site laboratory, he shall make arrangements for validation by contacting the Material Testing Center at Waterways Experiment Station, Vicksburg, Mississippi, telephone number: 601-634-3974, [www.wes.army.mil/SL/MTC/inspection.htm](http://www.wes.army.mil/SL/MTC/inspection.htm). The Government will not be responsible for any cost associated with the validation of laboratories that are not currently validated. The validation process could take 60 to 90 days or more. The Contractor shall be responsible for determining the amount of time required for the validation of the proposed laboratory and accounting for this event in his progress schedule. If the Contractor elects to use a non-validated laboratory, work requiring testing shall not commence until the laboratory has been validated by MTC.”

14. SECTION 02210, Page 02210-1, Paragraph 1.1. In the second line delete “clearing; excavation” and substitute “clearing and excavation”.

15. SECTION 02210, Page 02210-2, Paragraph 3.1.1. Delete paragraph 3.1.1 in its entirety and substitute the following:

#### “3.1.1 General

The channel clearing shall begin at BL Station 18+81 and proceed continuously upstream to BL Station 801+00 as indicated on the drawings. Clearing shall consist of top bank to 90' into channel the removal as close as practicable above the ground surface, of all trees, down timber, snags, stumps, rootwads, drift, brush, vegetation and other debris which interferes with excavation for channel cleanout. Areas to be cleared shall include the areas for operation of the Contractor's equipment. Optimum effort shall be exercised by the Contractor to preserve as many trees as practicable outside the required clearing areas. Clearing shall be maintained not more than 2000 feet or 20 days in advance of excavation work. Within areas to be cleared, all growth, stumps, partially

buried logs, snags, and other projections shall be removed by uprooting or shall be cut off flush with the existing surfaces, or as indicated on the drawings unless otherwise directed by the Contracting Officer.”

16. SECTION 02210, Page 02210-3, Paragraph 2.3.3. Delete paragraph 3.2.2 in its entirety and substitute the following:

“3.2.2 Burning

The Contractor shall comply with the applicable pollution restrictions of the Missouri Air Conservation Commission, P.O. Box 1062, Jefferson City, Missouri. Subject to such restrictions and obtaining any permit which may be required by said department, the Contractor may burn material within the contract area, and at any time within the contract period, provided such burning does not cause the above standards to be exceeded. Burning operations shall be conducted so as to prevent damage to standing timber or other flammable growth. The Contractor shall be responsible for any damage to life and/or property resulting from fires that are started by his employees or as a result of his operations. The Contractor shall furnish at the site of burning operations adequate fire fighting equipment to properly equip his personnel for fighting fires. Fires shall be guarded at all times and shall be under constant surveillance until they have been extinguished.”

17. SECTION 02210-4, Page 02210-4, Paragraph 3.3.1. In line 5 delete “2.5H” and substitute “2.0H”

18. SECTION 02210-4, Page 02210-5, Paragraph 3.4. In line 7 delete “2.5H” and substitute “2.0H”.

19. In all locations where the project is described as being in Dunklin and Pemiscot Counties, it should be changed to “Dunklin County”.

### DRAWINGS

1. Drawing 2. Delete “5’ MAX.” note on the excavated material embankment portion of the Typical Section.

2. Drawing 2. On Typical Section delete the “10’ MAX” note on the height of the excavated material embankment and add the following note:

“EXCAVATED MATERIAL NOT TO EXCEED 10’ OR THE HEIGHT OF EXISTING EXCAVATED MATERIAL EMBANKMENT, WHICHEVER IS GREATER.”

3. Drawings 2 through 8. In Note 3 change 100’ to 90’.

4. Drawings 2 through 8. In Note 5 change 50’ to 100’.

